



UNITED STATES PATENT AND TRADEMARK OFFICE

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DIRECTOR OFFICE
TECHNOLOGY CENTER 2100

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P.O. BOX 2903
MINNEAPOLIS MN 55402-0903

In re Application of: COLVIN, et al.
Application No. 10/622,976
Filed: July 18, 2003
For: SYSTEM AND METHOD FOR
AUTOMATED RESERVOIR TARGETING

DECISION ON PETITION
UNDER 37 CFR § 1.181 TO
WITHDRAW HOLDING
OF ABANDONMENT

This is a decision on the petition under 37 CFR § 1.181 to withdraw the holding of abandonment of the above-identified application filed via facsimile transmission on 08 April 2005.

The petition is **GRANTED**.

The application was held abandoned for failure to timely file a proper reply to the Office letter mailed 25 June 2004. A Notice of Abandonment was mailed 23 March 2005.

In support of the petition, petitioner has provided a copy of an amendment filed in response to the Office action of mail date 25 June 2004 and a copy of a postcard with a date stamp indicating receipt at the USPTO on 27 September 2004 of the above-mentioned amendment.

MPEP § 503 states:

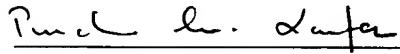
A postcard receipt which itemizes and properly identifies the items which are being filed serves as *prima facie* evidence of receipt in the USPTO of all the items listed thereon on the date stamped thereon by the USPTO.

The copy of the amendment and the postcard receipt bear an incorrect serial number (09/622,976 rather than 10/622,976). Because the inventorship, title, and examiner correspond to application serial number 10/622,976, the Office will accept the paper as filed on the date stamped by the USPTO on the postcard receipt.

Petitioner has established that a response was filed on 27 September 2004. Thus, petitioner has established that a response was timely filed and the Abandonment was the result of Office error in not matching the response to the application file.

The petition is **GRANTED**. The Notice of Abandonment is **WITHDRAWN**.

The application file is being forwarded to the Technology Center support staff for processing of the amendment. After processing, the application will then be forwarded to the examiner for appropriate action.



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